

**The Fire Safety Code Board of Appeal & Review met in the Conference Room located adjacent to 55 Cedar Street, Providence, RI on Tuesday, December 13, 2005 at 1:00 PM. Present were Chairman George Farrell, and Commissioners Richard, Blackburn, Preiss, Filippi, Newbrook, Pearson and Burlingame. Also present was Assistant Administrative Officer Carol Marsella. The following appeals were considered.**

**Appeal #960176: Casby Harrison, Esq., for the property located at 276 Westminster Street, Providence. Lt. Richard Silva appeared for the Providence Fire Marshal's office. Commissioner Newbrook made a motion, seconded by Commissioner Pearson, to approve the Applicant's request for a short-term variance that will allow the continued use of the cited elevator. The motion was unanimous.**

**Appeal #950133A: Eileen Brierley (CB Richard Ellis/New England), for the property located at One Financial Plaza, Providence. Deputy George Calise appeared for the Providence Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Newbrook, to grant the following relief. All previously granted variances are reinstated, and the Applicant is allowed to occupy a non-sprinklered space on a temporary basis, with any devices required, and at the direction and to the satisfaction of the Providence Fire Marshal's office. The motion was unanimous.**

**Appeal #040043: Mr. Bobbie L. Harper, Jr., for the property located at**

**648-650 Potters avenue in Providence. Inspector Daniel Isles appeared for the Providence Fire Marshal's office. A subcommittee of the Board had conducted an on-site inspection of this facility on December 8, 2005. As a result of that inspection, a plan of action for this facility was formed. Commissioner Blackburn made a motion, seconded by Commissioner Newbrook, to accept the Applicant's plan of action. By July 1, 2006, a compliant fire alarm system shall be installed in this facility. By May 31, 2006, all other deficiencies, other than the fire alarm, shall be corrected, including, but not limited to, the repair of the roof. The motion was unanimous.**

**Appeal #040294: Mr. Jay Johnson, for the property located at 2 Szydlo Drive, West Warwick. Chief David Pastore appeared for the West Warwick Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Commissioner Richard, to grant the following relief. The Applicant is required to obtain an engineering study, made by a RI licensed engineer, regarding the compliance of the cited spray booth and components, and submit the same to the AHJ on or before January 31, 2006. A variance from the provisions of sections 5.2 and 5.8.4 may then be granted based on the approval of the system. This file is to remain open until the Board receives a letter from the AHJ stating that this facility is in compliance. The motion was unanimous.**

**Appeal #030175A: Mr. David Emery, for the property located at 151 Fountain Street in Pawtucket. Deputy State Fire Marshal Joseph Barroso appeared for the State Fire Marshal's office. Commissioner**

**Filippi made a motion, seconded by Commissioner Richard, to grant the Applicant a time variance of 120 days from January 1, 2006, in which to install a compliant sprinkler system for this facility. A variance from the provisions of section 7.1.3.2 will be granted predicated on the installation of said sprinklers. The motion was unanimous.**

**Appeal #050599: Mr. Michael Sabetta, for the property located at 1780 Elmwood avenue, Warwick. ADSFM Arthur Lowe appeared for the Warwick Fire Marshal's office and DSFM Dennis McGarty appeared for the State Fire Marshal's office. Commissioner Preiss abstained from the consideration of this case. Commissioner Burlingame made a motion, seconded by Commissioner Newbrook, that the Applicant shall correct all deficiencies prior to re-occupancy of this facility. The motion was unanimous.**

**Appeal #050857: Mr. Michael Durand, for the property located at 2030 Nooseneck Hill Road, Coventry. Captain James Cady appeared for the Central Coventry Fire District Fire Marshal's office. Commissioner Preiss made a motion, seconded by Commissioner Newbrook, to approve the AHJ's ability to accept alternatives to rack sprinklers for this facility. The motion was unanimous.**

**Appeal #050858: Mr. Nelson Gregor, for the property located at 555 Broad Street in Central Falls. ADSFM Cournoyer appeared for the Central Falls Fire Marshal's office. Commissioner Pearson made a**

**motion, seconded by Commissioner Newbrook, to grant the Central Falls Fire Marshal's office the ability to issue a temporary certificate of occupancy for this facility when deemed applicable by that office. The motion was unanimous.**

**Appeal #050861: Mr. Russell Yates, Jr., for the property located at 1551 Warwick Avenue, Warwick. ADSFM Arthur Lowe appeared for the Warwick Fire Marshal's office. Commissioner Burlingame made a motion, seconded by Commissioner Preiss, to grant the following relief. The occupancy limit of this facility will continue to be reduced by 30% due to lack of sprinklers or fire alarm. The Applicant shall install a compliant fire alarm system no later than January 15, 2006. A compliant sprinkler system shall be installed by February 28, 2006. The occupancy may be reinstated at 341 when those compliant systems are in place. The motion was unanimous.**

**Appeal #050862: Mr. Curt Spaulding, for the property located at 100 Bay View Drive, Providence. Deputy George Calise appeared for the Providence Fire Marshal's office. Commissioners Blackburn and Burlingame recused themselves from consideration of this case. Commissioner Newbrook made a motion, seconded by Commissioner Richard, to approved the Applicant's plan of action for the standpipe location, and a variance is granted from the provisions of section 11.5.2 to allow one means of egress. The motion was unanimous.**

**Appeal #050859: CBRE/New England, for the property located at 380**

**Westminster Street in Providence. Inspector Daniel Isles appeared for the Providence Fire Marshal's office. Commissioner Blackburn made a motion, seconded by Commissioner Newbrook to grant the Applicant a limited time variance until April 2, 2006 in which to maintain the previously granted variances. The motion was unanimous.**

**Appeal #050863: Mr. Sanjay Tandon, for the property located at 100 Manton Avenue, Providence. ADSFM Joseph Michalczyk appeared for the Providence Fire Marshal's office. Chief of Inspections William Howe appeared for the State Fire Marshal's office. Commissioner Burlingame abstained from voting on this case. It was determined by the Board that fire alarm and sprinkler plans shall be submitted to the Providence Fire Marshal's office by January 31, 2006, and then the AHJ will have thirty days to review those plans. The Applicant shall come back before the Board on the first Tuesday in March so that the Board members can review with the Applicant and the AHJ the work that has been done. The motion was unanimous.**

**Appeal #050840: This case was previously before the Board on December 6, 2005. At that time it was determined that a limited sprinkler system would be installed in this facility. Chepachet Fire Marshal Dennis Foster appeared before the Board seeking clarification as to whether or not a municipally connected fire alarm system must now be installed. Commissioner Pearson made a motion, seconded by Commissioner Richard, that a local system only**

**need be installed in this facility. The motion was unanimous.**

**Respectfully submitted,**

**Carol Marsella**